

- 1 3. 2003 F350 Ford Truck, scheduled value of \$16,000, with no liens and
2 exemption in the amount of \$16,000. The Trustee believes the market value of
3 the Ford Truck is approximately \$22,000, leaving non-exempt equity of \$6,000.
- 4 4. 2008 Honda Accord, scheduled value of \$13,500 with liens of \$12,200 and
5 exemption in the amount of \$1,196. I believe the market value of the Honda
6 Accord is approximately \$15,000, leaving non-exempt equity of \$1,604.00.
- 7 5. The Debtors have offered to pay the estate the total sum of \$5,000 for the
8 equity in both vehicles. I believe the amount offered is equivalent to the full
9 market value of the vehicles after consideration of costs of sale. Therefore, I
10 believe the proposed sale is fair and equitable and in the best interest of the
11 estate.
- 12 6. In addition, the Debtors included numerous other assets in their Schedule A and
13 B, including a residence commonly known as 4171 Monte Verde Dr., El
14 Dorado Hills, California, bank accounts with Golden One Credit Union and
15 Wells Fargo Bank, a retirement account with Chase Bank, a retirement account
16 with Charles Schwab, household goods and furnishings, clothing, refund of
17 withholding taxes from sale of real property in Hawaii, and miscellaneous other
18 personal property. All of these assets are fully exempted on Schedule C. I
19 agree that these assets have no significant value to the estate after consideration
20 of liens and claims of exemption, therefore I am proposing to abandon all
21 scheduled assets other than the two vehicles above.
- 22 7. I am presently holding the amount of \$7,348.48 derived from the refund of the
23 withholding taxes from the sale of the Hawaii real property. Debtors have
24 agreed that payment for the vehicles will be taken from these funds, and the
25 balance of \$2,348.48 will be returned to them upon approval of this motion.

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27 For the reasons above, I pray for an order of the court as follows:
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1. Authorizing the sale of the estate's interest in the 2003 F 350 Ford Truck and the 2008 Honda Accord to the Debtors for a gross purchase price of \$5,000.00, payable from funds currently held by the Trustee.
2. Authorizing the abandonment of all other scheduled assets of the debtors, specifically including the residence commonly known as 4171 Monte Verde Dr. El Dorado Hills, California.

Respectfully submitted:

DATE: December 8, 2011

/s/ Thomas A. Aceituno

DECLARATION OF THOMAS A. ACEITUNO

I, Thomas A. Aceituno, hereby declare under penalty of perjury:

1. I am the Trustee in this case.
2. I have reviewed all of the foregoing and it is true and correct and if called I would so testify.

DATE: December 8, 2011

/s/ Thomas A. Aceituno